

Sub:- Allegation of corruption leveled against Sri M.Obul Reddy, Village Revenue Officer, Gandlapenta Village and Mandal Head Quarters, Ananthapur district - Trapped by ACB on 11-12-08 - Reg.

Ref:- Radio Message received from DSP, ACB, Anantapur range, Anantapur

@@@

Please see the Radio Message received from DSP, ACB, Anantapur range, Anantapur at page 1 c.f.

In his radio Message, the DSP, ACB, Anantapur range, Anantapur informed that Sri M.Obul Reddy, Village Revenue Officer, Gandlapenta Village and Mandal Head Quarters, Ananthapur district was trapped by ACB officials when he demanded and accepted Rs.1000/- from the complainant Sri Samala Pulla Reddy for delivery of pattadar pass book of the complainant. The Phenolphthalein test conducted on both the hand fingers of A.O yielded positive result and the tainted amount was recovered from him. The A.O was arrested on 11-12-2008 and produced before Hon'ble V Addl.Special Judge for SPE & ACB cases, Hyd for judicial custody The DG, ACB further requested to place the Accused officer under suspension for having involved in a case of moral turpitude in terms of Memo No.36761/Ser.C/2004, dt.12-3-2004 of GA(Ser.C) Dept.

In view of the above, it is submitted for orders whether the Collector, Anantapur district/CCLA may be requested to place Sri M.Obul Reddy, Village Revenue Officer, Gandlapenta Village and Mandal Head Quarters, Ananthapur district under suspension and also to file caveat petitions in the APAT/APHC so as to restrain the Accused Officer from obtaining stay orders and intimate the same to Government.

Subject to orders, a draft Memo is submitted below for approval.

GOVERNMENT OF ANDHRA PRADESH
REVENUE(VIG.VII)DEPARTMENT

Memo No.63798/Vig.VII(2)/2008-1.

dt.20-12-2008

Sub:- P.S - Allegation of corruption leveled against Sri M.Obul Reddy, Village Revenue Officer, Gandlapenta Village and Mandal Head Quarters, Ananthapur district - Request to place the individual under suspension - Reg.

Ref:- Radio Message received from DSP, ACB, Anantapur range, Anantapur district.

@@@

The attention of the Collector & District Magistrate, Anantapur is invited to the ref. cited, and he is informed that Sri M.Obul Reddy, Village Revenue Officer, Gandlapenta Village and Mandal Head Quarters, Ananthapur district was trapped by the ACB on 11-12-2008, when he demanded and accepted an amount of Rs.1000/-as bribe from the complainant.

2. The Collector, Anantapur is therefore requested to place Sri M.Obul Reddy, Village Revenue Officer under suspension immediately for having involved in a case of moral turpitude in terms of Memo No.36761/Ser.C/2004, dt.12-3-2004. He is also requested to take action to file caveat petition in APAT immediately so as to restrain the accused Officer from obtaining stay orders of suspension and send the compliance report to Government immediately.

M.RAMAI AH
JOINT SECRETARY TO GOVERNMENT

To
The Collector, Anantapur district
The Special Chief Secretary & Chief Commissioner of Land Administration,
Hyderabad

Copy to :

The Director General, Anti Corruption Bureau, Hyderabad.
The Secretary to Vigilance Commission, APVC, Hyderabad.
SF/SC

//FORWARDED BY ORDER//

SECTION OFFICER

(From DG, ACB Lr.No.308/RCT-ATP/2008-S14, dt.13-5-09)

@@@

The final report, dt.13.5.09 of Director General, Anti Corruption Bureau may be seen from pages 71-111 c.f., wherein, he has proposed for issue of prosecution order in respect of Sri M.Obula Reddy, Village Revenue Officer, Gandiapenta Village & Mandal Hq., Ananthapur dist. as the allegation of corruption charge is held substantiated against him.

It is submitted that the report and advice of APVC is awaited in this matter.

In view of the above, the file may L.O till the receipt of the report from Vigilance Commission.

ABSTRACT

Public Services – Revenue Department – Allegation of Corruption against Sri M. Obula Reddy, Village Revenue Officer, Gandlapenta Village and Mandal Headquarters, Anantapur District – Trapped on 11.12.2008 – Sanction of Prosecution – Orders – Issued.

REVENUE(VIGILANCE.VII)DEPARTMENT

G.O.Ms.No.

Dt. -10-2009

ORDER:

1. Whereas, Sri M. Obula Reddy, worked as Village Revenue Officer, Gandlapenta Village and Mandal, Anantapur District from 05.02.1992 to 11.12.2008 in the Tahsildar's Office, Gandlapenta, Anantapur District and by the virtue of the post held by him, he falls under the category of public servant as defined under section 2(c) of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

2. And whereas, it was alleged that on 10.12.2008 at 14:00 hours, the complainant, Sri Samala Pulla Reddy, S/o (Late)S.Venkata Reddy, aged 64 years, R/o Poreddivaripalli Village, Gandlapenta, Anantapur District came to the office of the Deputy Superintendent of Police, Anti Corruption Bureau, Anantapur and lodged a oral complaint against Sri M.Obula Reddy, Village Revenue Officer, Gandlapenta Village and Mandal Headquarters, Anantapur District, stating that he is native of Poreddivaripalli Village, Gandlapenta Mandal, Anantapur District and he lives by cultivation. He got 6 acres of agricultural land and out of which 5 acres are in Gandlapenta Village fields and one acre is in Somayajulapalli Village fields of Gandlapenta Mandal. As he did not possess the pass book for his 1.0 acre of agricultural land in Sy.No. 279 of Somayajulapalli Village, he had given a requisition to the Tahsildar, Gandlapenta through Village Revenue Officer, Sri Obula Reddy of Gandlapenta about one year back requesting him to issue a pattadar pass book on his name for the said land. After two months in the month of February, 2008, when he approached the Tahsildar of Gandlapenta, Sri Ramamurthy and enquired him about the pattadar pass book, the Tahsildar asked him to approach the Village Revenue Officer and the Village Revenue Officer, Sri Obula Reddy would give him the pass book. Later three months before i.e., in the month of September, 2008 he approached Sri Obula Reddy, Village Revenue officer and asked him, about his pattadar pass book for which the Village Revenue Officer replied that his pattadar pass book is being prepared and asked him to come after one month. The complainant again approached Sri M. Obula Reddy, Village Revenue Officer, on 10.11.2008 and enquired him about his pattadar pass book. The Village Revenue officer, Sri Obula Reddy replied him that pattadar pass book would not be given freely unless a bribe amount of Rs.2,000/- would be paid to the Accused Officer. The Complainant expressed his inability to pay the said bribe amount and returned. Again on 8.12.2008 at 11:00 a.m., the complainant met the Village Revenue Officer, Sri M. Obula Reddy near his office room and enquired about his pass book and requested him to

Contd..P-2.

- 2 -

him to give his pass book, for which the Village Revenue Officer stated that his pass book would be given only if he pays Rs. 2,000/- as bribe asked him not to come to him without the bribe amount. Again when the complainant requested Accused Officer that he could not give that much amount as bribe, then the Village Revenue Officer reduced the bribe amount to Rs.1,000/- from Rs. 2,000/- and the Village Revenue Officer stated that the bribe amount of Rs.

1,000/- should be given compulsorily. The complainant is not willing to pay the bribe amount to Village Revenue Officer, Sri M.Obula Reddy. But unless he will pay the bribe amount, the said Village Revenue Officer, is not going to issue his pattadar pass book. Hence invariable condition the complainant unwillingly agreed to pay the bribe amount of Rs. 1,000/- to the Village Revenue Officer for which the Village Revenue Officer Sri Obula Reddy asked him to come to his office room on 11.12.2008 (Thursday) after 4 p.m., along with the bribe amount and pay the bribe to him. Hence, the complainant requested the Deputy Superintendent of Police to catch hold of the Village Revenue Officer, Sri Obula Reddy while he is accepting the bribe amount of Rs. 1,000/- from him and punish him as per law and see that his pass book is given to him;

3. And whereas, after completing all the legal formalities and after due verification about the antecedents of the Accused Officer and the genuiness of the complaint on 11.12.2008 at 10-00 hours, Deputy Superintendent of Police, Anti-Corruption Bureau, Anantapur registered the said complaint as a case in Cr.No. 9/RCT-ATP/2008 under Section 7 of the Prevention of Corruption Act, 1988 and took up the investigation and the Deputy Superintendent of Police asked the complainant to come to the office of the District Superintendent of Police, Anti-Corruption Bureau, Anantapur Range, Anantapur on 11.12.2008 at 11-00 hours along with bribe amount of Rs. 1,000/-;

4. And whereas, it is further alleged that during the course of trap, on 11.12.2008 at about 17-00 hours, Sri V.Giridhara, Inspector, Anti Corruption Bureau, Anantapur who first received the pre-arranged signal from the complainant, that the Accused Officer demanded and accepted the bribe amount of Rs. 1,000/- for doing the official favour of delivering the Pattadar Pass Book and Title Deed to him, conveyed the same to other team members who reached the said spot. When both hand fingers of the Accused Officer were subjected to phenolphthalein test, it yielded positive result. The cotton swab rubbed on the inner linings of the left side shirt pocket of the Accused Officer in which the Accused Officer kept the tainted currency, which came into contact with the said tainted amount also proved positive to Sodium Carbonate solution. The tainted currency notes of Rs. 1,000/- was recovered from the possession of the Accused Officer. The currency note numbers and denomination mentioned in the pre-trap proceedings were tailed. All the relevant files and the material objects were seized under cover of post-trap proceedings in the presence of mediators;

5. And whereas, the said acts of Sri M.Obula Reddy, Village Revenue Officer, Gandlapenta Village & Mandal Headquarters, Anantapur District, constitute the offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of Prevention of Corruption Act, 1988 (Act 49 of 1988);

Contd..P-3.

- 3 -

6. And whereas, the Government of Andhra Pradesh, being the competent authority to remove the said Sri M.Obula Reddy, Village Revenue Officer, Gandlapenta Village & Mandal Headquarters, Anantapur District from Government office, after fully and carefully examining the copies of First Information Report, Mediators Reports I & II, seized documents, statements of witnesses, Final Report and other material placed before them, in respect of the said allegation and having regard to the facts and circumstances of the case consider that the said Sri M.Obula Reddy, Village Revenue Officer,

Gandlapenta Village & Mandal Headquarters, Anantapur District should be prosecuted in a court of law for the aforesaid offences;

7. Now, therefore, in exercise of the powers conferred under clause (b) of sub section (1) of section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988), the Government of Andhra Pradesh, hereby accord sanction for the prosecution of Sri M.Obula Reddy, Village Revenue Officer, Gandlapenta Village & Mandal Headquarters, Anantapur District for the aforesaid offences punishable under section 7 and sub section (2) of section 13 read with clause (d) of sub section (1) of section 13 of Prevention of Corruption Act, 1988 (Act 49 of 1988) and for any other cognate offences punishable under the provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO

GOVERNMENT

To,
The Director General
Anti Corruption Bureau
Hyderabad.

(From the APVC Lr No.8662/VC.C3/2008-2, dt.6-8-09)

-0-

Please see the letter dt. 6-8-09 of the APVC, Hyd at page 113 c.f.

The issue in the file relates to the allegation of demand and acceptance of bribe amount leveled against Sri M.Obul Reddy, Village Revenue Officer, Gandlapenta Village and Mandal Head Quarters, Ananthapur district

The facts of the case are that Sri M.Obul Reddy, Village Revenue Officer, Gandlapenta Village and Mandal Head Quarters, Ananthapur district was trapped by ACB officials on 11-12-2008 when he demanded and accepted an amount of Rs.1000/- as bribe from the complainant for doing official favour of delivery of pattadar pass books. He was placed under suspension by Collector, Anantapur Dist. vide Procs.No.A4/9993/2008, dt.13-12-2008.

The Director General, Anti Corruption Bureau while furnishing the final report vide his Lr., dt.13-5-2009 recommended to prosecute Sri M.Obul Reddy,

Village Revenue Officer, Gandlapenta Village and Mandal Head Quarters, Ananthapur district in a court of Law as the charge of acceptance of bribe leveled against him is held substantiated.

Now, the Vigilance Commissioner has advised to consider and accord sanction for prosecution of the A.O. in a court of law for the offences punishable under section 7, 13(2) r/w 13(1) (d) of P.C.Act., 1988.

In view of the above it is for consideration and orders whether Sri M.Obul Reddy, Village Revenue Officer, Gandlapenta Village and Mandal Head Quarters, Ananthapur district may be prosecuted in a court of law for the offences punishable under section 7, 13(2) r/w 13(1)(d) of P.C.Act., 1988.

After Orders are passed the file may be circulated to M(Rcv) for approval.